



October 7, 2019

Mr. Doug Neumann
Public Works Director
City of West Bend
251 Municipal Drive
West Bend, WI 53095

Subject: Reported Contamination at Schuster Drive Landfill, 3995 Schuster Drive, West Bend, WI
DNR BRRTS Activity # 02-67-584461
DNR FID # 267059320

Dear Mr. Neumann:

Waste materials deposited at the Schuster Drive Landfill has caused a hazardous substance discharge by contaminating groundwater beyond the limits of the facility. Wisconsin Statutes ("Wis. Stats.") ch. 292 and Wisconsin Administrative Code (Wis. Admin. Code) chs. NR 700 through NR 754 require this contamination to be investigated and remediated to the extent practicable.

The Department of Natural Resources (the department) is sending you this letter to notify you that the Remediation and Redevelopment program (RR) will now be overseeing the investigation and cleanup of this discharge, to confirm your responsibility for addressing the contamination, and to inform you that progress of the investigation and cleanup of the contamination and any documentation pertaining to this site will be tracked on the department's on-line database. Nothing in this letter changes or negates any requirements for inspecting or maintaining this closed landfill as required by the department's Waste and Materials Management Program and the solid waste rules of Wis. Admin. Code chs. NR 500 through NR 538.

Oversight by the Remediation and Redevelopment Program

RR will take the lead in overseeing response actions taken to address contamination migrating beyond the limits of the landfill and will ensure that these actions comply with the requirements of State statutes and Administrative Code. RR assigns each site a Bureau for Remediation and Redevelopment Tracking System (BRRTS) case number for reference; the Schuster Drive Landfill is assigned number 02-67-584461. Paul Grittner is the RR project manager for this site; his contact information is provided below. He may be contacted for information with any questions about the contamination originating from the landfill.

Legal Responsibilities:

The City of West Bend meets the definition of a "responsible party" under Wis. Admin. Code § NR 700.03(51) and must follow applicable laws to address the discharge of hazardous substances from the landfill to the environment. This may require completing emergency and interim actions, providing information to the public, completing a site investigation, and selecting, designing, and operating a remedy. A request for case closure can be made to the department after the contamination is addressed. General requirements that you should be aware of include the following:

Sample Results Notification Requirements: You must continue to report sampling results to the department, owners, occupants, and various other parties within 10 business days after receiving the sampling results, unless a different timeframe is approved by the department, in accordance with Wis. Admin. Code § NR 716.14.

Semi-annual Reporting: Wis. Admin. Code § NR 700.11(1)(a) requires responsible parties to submit semi-annual site progress reports to the department until final case closure is granted. The reports summarize the work completed over six months and additional work planned to adequately complete the response action at the site. Consultants may submit these reports on behalf of responsible parties. These reports are due in January and July of each year. Please refer to department publication *NR 700 Semi-Annual Site Progress Report, RR-082*, for more information.

Electronic submittals: Wis. Admin. Code § NR 700.11(3g), and other specific provisions within Wis. Admin. Code ch. NR 700, outline the requirements for submittals, including electronic submittals. Consultants and representatives of responsible parties are required to submit one paper copy and one electronic copy of submittals, including case closure documents. The electronic version must be an exact duplicate of the paper version. Failure to submit both a paper copy and electronic copy delays acceptance of your submittals.

Inclusion of The Shuster Drive Landfill on the Department Database:

The department tracks information on all cleanup sites in an on-line database which can be found by going to dnr.wi.gov and searching for "BOTW". You and the public may view information related to this site, including documentation regarding the cleanup, on this database at any time.

Additional Information:

In-depth department review of technical reports and submittals is available for a fee. The RR project manager assigned to this case is available throughout the process to answer general questions and provide general input as the site moves toward closure. However, if you want a formal written response from the department, a meeting or both on a specific submittal, a review fee will be required in accordance with Wis. Admin. Code ch. NR 749.

Obtaining technical assistance from department project managers throughout the process is an effective way to prevent problems and delays at the end of the process when case closure is requested. Forms, a fee schedule, and further information on technical assistance is available at dnr.wi.gov and searching "brownfield fees".

All correspondence regarding this site should be directed to:

Environmental Program Associate
Remediation and Redevelopment Program
Wisconsin Department of Natural Resources
2300 N. Dr. Martin Luther King, Jr. Drive
Milwaukee WI 53212-3128

As previously noted, you are required to submit one paper copy and one electronic copy of plans and reports. To speed up processing, your correspondence should reference the BRRTS and Facility Identification (FID) numbers listed at the top of this letter.

The department's Remediation and Redevelopment Program website, which can be found by going to dnr.wi.gov and searching for 'brownfields', provides further information on the investigation and cleanup process, review fees, and post-cleanup liability.

Reported Contamination at Schuster Drive Landfill
BRRTS # 02-67-584461
10/7/2019

Page 3 of 3

Thank you for your cooperation. If you have questions, please call me at 262-574-2166 or paul.grittner@wisconsin.gov for more information.

Sincerely,



Paul Grittner
Hydrogeologist - Remediation & Redevelopment Program
Southeast Region

cc: Leo Linnemanstons, 1350 Deming Way, Suite 100, Middleton, WI 53562 (electronic)
DNR file